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Attorney Docket No. 59150-8033

09-23-2005 Rec'd PCT/PTO 21 SEP 2005 PCT

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Date:

September 21, 2005 By Lynnea B. Kennelly
Lynnea B. Kennelly

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:	LEE <i>et al.</i>
IA FILING DATE:	June 26, 2003
SERIAL NO.:	10/519,971
Group Art Unit:	unknown
Confirmation No.	6964
FOR:	AGARICUS EXTRACT FOR PREVENTING THE INDUCTION OR METASTASIS OF CANCER

Response to Notification of Missing Requirements under 35 USC in the United States Designated/Elected Office (DO/EO/US)

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. In response to the Notice to File Missing Parts of Nonprovisional Application mailed **July 26, 2005** (copy enclosed), applicant submits the following:

- ☒ A Signed Declaration of Inventorship
- ☒ Two Power of Attorney documents with a copy of the recordation form cover sheet for two assignments submitted under separate cover for recording.
- ☒ A check in the amount of \$130 for the surcharge due.

2. Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. Fee Payment

- ☒ Enclosed is a check in the amount of \$130 for the surcharge due. The Commissioner is hereby authorized to credit any overpayment or charge any underpayment in fees to Deposit Account No. 50-2207.

05/20/2005 SFREY: CC000123 10519971
01 FC:1617

Date:

Sept. 21, 2005

Respectfully submitted,

Jacqueline F. Mahoney
Jacqueline F. Mahoney
Registration No. 48,390

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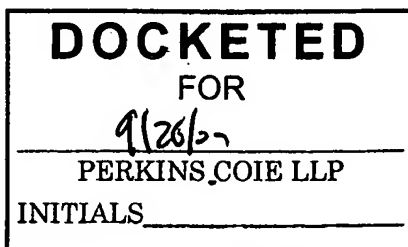


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/519,971	FIRST NAMED APPLICANT Insu Peter Lee	ATTY. DOCKET NO. 59150-8033
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22918
 PERKINS COIE LLP
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 MENLO PARK, CA 94026



INTERNATIONAL APPLICATION NO. PCT/JP03/08157	
LA. FILING DATE 06/26/2003	PRIORITY DATE 07/02/2002

CONFIRMATION NO. 6964
 371 FORMALITIES LETTER

 OC000000016530944

Date Mailed: 07/26/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/30/2004
- Copy of the International Search Report filed on 12/30/2004
- Information Disclosure Statements filed on 12/30/2004
- Oath or Declaration filed on 12/30/2004
- U.S. Basic National Fees filed on 12/30/2004
- Priority Documents filed on 12/30/2004

COPY

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,971	PCT/JP03/08157	59150-8033

FORM PCT/DO/EO/905 (371 Formalities Notice)